

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MARK BREAKIRON,  
Petitioner,

v.

No. 2:00-cv-300

MARTIN HORN, Commissioner,  
Pennsylvania Department of Corrections,  
CONNER BLAINE, Superintendent of the  
State Correctional Institution at Greene,  
JOSEPH P. MAZURKIEWICZ,  
Superintendent of the State Correctional  
Institution at Rockview,  
Respondents.

Judge Thomas M. Hardiman

**ORDER**

AND NOW, this 3rd day of May 2006, it is hereby ORDERED that:

(1) Petitioner's *Motion for Production of Documents* (Doc. 109) is DENIED;

(2) Petitioner's *Motion for In Camera Review* (Doc. 109) is GRANTED. Respondents' counsel shall submit to this Court for *in camera* review the documents described in the privilege log as Item No. 1, 5, 6, 10, 11, 12, 13, 15, 16 & 21;

(3) Petitioner's *Motion for Evidentiary Hearing On Missing Documents* (Doc. 109) is DENIED WITHOUT PREJUDICE; and,

(4) Petitioner's motion to conduct depositions, made before the Court at the telephonic conference conducted on this date, is GRANTED over Respondents' objection.

s/ *Thomas M. Hardiman*

Thomas M. Hardiman  
United States District Court Judge  
Western District of Pennsylvania

cc: All parties of record